

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

v.

UBER TECHNOLOGIES, INC.,
OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

Case No. 3:17-cv-00939-WHA

**[PROPOSED] ORDER GRANTING
DEFENDANTS UBER
TECHNOLOGIES, INC.'S AND
OTTOMOTTO LLC'S MOTION TO
EXCLUDE ONE OF THREE
OPINIONS PROFFERED BY
WAYMO EXPERT JIM TIMMINS**

Judge: Hon. William H. Alsup
Trial Date: October 10, 2017

1 Having considered all of the papers filed in connection with Defendants Uber
2 Technologies, Inc. and Ottomotto LLC's Motion to One of Three Opinions Proffered by Waymo
3 Expert Jim Timmins, the Court finds that the referenced opinion is inappropriate and unreliable
4 under the Federal Rules of Evidence and *Daubert v. Merrell Dow Pharmaceuticals, Inc.*, 509
5 U.S. 579 (1993), and its progeny.

6 IT IS THEREFORE ORDERED that Defendants' Motion to One of Three Opinions
7 Proffered by Waymo Expert Jim Timmins is GRANTED.

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9 **IT IS SO ORDERED.**

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11 Dated: _____, 2017

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13 HONORABLE WILLIAM H. ALSUP
14 United States District Court Judge
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